

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RAYMOND PADILLA,

Plaintiff(s),

v.

OFFICER ROBERT KNICKERBOCKER,
OFFICER DARYL REITZ, OFFICER ALEX
OCHOA, OFFICER DAVID BROOKS,
PATRICK FISCHER, KIMBERLY
SPANNENBERGER, ELIZABETH A.
MERCER, GENEVIEVE CRAGGS, AGNES
M. LEXIS,

Defendant(s).

2:20-cv-00066-KJD-VCF

ORDER

Before the Court are the motion for print out of motions (ECF No. 68) and motion for objections (hearing requested) (ECF Nos. 69 and 70).

While “prisoners have a constitutional right of access to the courts,” *Bounds v. Smith*, 430 U.S. 817, 821 (1977), there is no constitutional right to receive photocopies free of charge. *Sands v. Lewis*, 886 F.2d 1166, 1169 (9th Cir. 1990), overruled on other grounds by *Lewis v. Casey*, 518 U.S. 343, 351 (1996). The rule prohibiting free photocopies is the same for plaintiffs proceeding *in forma pauperis*. See *In re Richard*, 914 F.2d 1526, 1527 (6th Cir. 1990) (Title 28 U.S.C. section 1915 “waives only ‘prepayment of fees and costs and security ...’ ” [but] does not give the litigant a right to have documents copied and returned to him at government expense). Plaintiff has not shown he has been denied access to obtaining his own copy and, therefore, his request for free copies of the pending motions is denied.

Under LR 10-1, an attorney or pro se party who wishes to receive a file-stamped copy of any pleading or other paper must submit one additional copy and, if by mail, a self-addressed, postage-paid envelope. A party who is granted leave to proceed in forma pauperis need not submit a self-addressed, postage-paid envelope.

1 Copies of court filings must be obtained through the clerk's office. The court's schedule of fees is
2 attached, and the copying cost fees are highlighted.

3 In plaintiff's motion for objections and hearing (ECF Nos. 69 and 70), plaintiff is moving to
4 exclude (1) information concerning his prior convictions; (2) information concerning Plaintiff's alleged
5 gang affiliation; and (3) information and/or photos concerning District Court Case No. C-16-318579-1,
6 and Nevada Supreme Court Case No. 73353. Plaintiff's motion is a premature motion in limine. Plaintiff
7 may re-file at the appropriate time.

8 Accordingly,

9 IT IS HEREBY ORDERED that the motion for print out of motions (ECF No. 68) is DENIED.

10 IT IS FURTHER ORDERED that motion for objections (hearing requested) (ECF Nos. 69 and
11 70), is DENIED without prejudice.

12 **NOTICE**

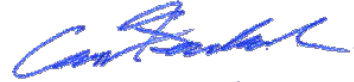
13 Pursuant to Local Rules IB 3-1 and IB 3-2, a party may object to orders and reports and
14 recommendations issued by the magistrate judge. Objections must be in writing and filed with the Clerk
15 of the Court within fourteen days. LR IB 3-1, 3-2. The Supreme Court has held that the courts of appeal
16 may determine that an appeal has been waived due to the failure to file objections within the specified
17 time. *Thomas v. Arn*, 474 U.S. 140, 142 (1985).

18 This circuit has also held that (1) failure to file objections within the specified time and (2)
19 failure to properly address and brief the objectionable issues waives the right to appeal the District
20 Court's order and/or appeal factual issues from the order of the District Court. *Martinez v. Ylst*, 951 F.2d
21 1153, 1157 (9th Cir. 1991); *Britt v. Simi Valley United Sch. Dist.*, 708 F.2d 452, 454 (9th Cir. 1983).
22 Pursuant to LR IA 3-1, the plaintiff must immediately file written notification with the court of any
23 change of address. The notification must include proof of service upon each opposing party's attorney,
24 or upon the opposing party if the party is unrepresented by counsel. Failure to comply with this rule may
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1 result in dismissal of the action.

2 IT IS SO ORDERED.

3 DATED this 22nd day of February 2023.



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5 CAM FERENBACH
6 UNITED STATES MAGISTRATE JUDGE
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U.S. DISTRICT COURT DISTRICT OF NEVADA

Hon. Miranda M. Du, Chief Judge

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FEE NAME	DESCRIPTION	FEE	EFFECTIVE DATE
Apostille	For issuance of an apostille of any document filed with the court.	\$47.00	10/1/2019
Appeal to District Judge	To file an appeal of a judgment of conviction by a Magistrate Judge in a misdemeanor case.	\$39.00	12/1/2020
Appeal to Ninth Circuit Court of Appeals	To file an appeal with the Ninth Circuit Court of Appeals. Includes the clerk's \$5.00 filing fee and the \$500.00 court of appeals docketing fee. Fees are to be paid at the district court.	\$505.00	12/1/2016
Certificate of Good Standing	For a duplicate certificate of admission or a certificate of good standing.	\$20.00	12/1/2020
Certification	To certify any document or paper filed with the court, whether the certification is made directly on the document or by separate instrument.	\$11.00	12/1/2016
Civil Filing Fee	\$350 filing fee plus \$52 administrative fee; admin fee does not apply to persons granted in forma pauperis status under 28 U.S.C. 1915.	\$402.00	12/1/2020
Copying Electronic Format	For Court staff to reproduce any document from an electronic format, \$.10 per page. This fee does not include certification.	\$0.10	12/1/2016
Copying Non-electronic	For Court staff to reproduce any paper record that is not electronic, \$.50 per page. This fee does not include certification.	\$0.50	12/1/2016
Cuban Liberated Civil Filing Fee	For filing an action brought under Title III of the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996. This fee is in addition to the standard \$400.00 filing fee.	\$6,800.00	12/1/2020
Exemplification	For exemplification of any document filed with the court.	\$23.00	12/1/2020



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FEE SCHEDULE			
Petition for Writ of Habeas Corpus	To file a petition for writ of habeas corpus.	\$5.00	12/1/2016
Power of Attorney	To file a power of attorney.	\$49.00	12/1/2020
Recorder Audio CDs	For a copy of an audio recording of a court proceeding that was not reported by an official court reporter.	\$32.00	12/1/2020
Records Search	To file a requisition for and certifying the results of a search of court for judgments, decrees, other instruments, and suits pending. Fee is for each name searched.	\$32.00	12/1/2020
Registering a Foreign Judgment	To register a judgment from another district pursuant to 28 U.S.C. 1963.	\$49.00	12/1/2020
Retrieval from Federal Records Center	For retrieval of one box of records from the Federal Records Center, National Archives, or other storage location removed from the place of business of the Court, \$64. For retrievals involving multiple boxes, \$39 for each additional box. For electronic retrievals, \$10 plus any charges assessed by the Federal Records Center, National Archives, or other storage location removed from the place of business of the courts.	\$64.00	12/1/2016
Returned Payments	For any payment paid into the Court which is returned or denied for insufficient funds.	\$53.00	12/1/2016

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